

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

MARTIN NEFTALI AGUILAR-RIVERA,

Petitioner,

v.

CASE NO. 2:21-CV-164

CRIM. NO. 2:17-CR-164(1)

JUDGE EDMUND A. SARGUS, JR.

Magistrate Judge Elizabeth P. Deavers

UNITED STATES OF AMERICA,

Respondent.

ORDER

Respondent has filed a Motion to Dismiss the Motion to Vacate under 28 U.S.C. § 2255 due to Petitioner's failure to submit a waiver of his attorney-client privilege and abandonment of that claim. (ECF No. 1285.) Thereafter, on June 8, 2021, Petitioner submitted a written waiver of his attorney-client privilege as it relates to his claims. (ECF No. 1292.)

Respondent's Motion to Dismiss for Petitioner's failure to submit a written waiver of his attorney-client privilege therefore is **DENIED**.

IT IS SO ORDERED.

s/Edmund A. Sargus, Jr. 7/9/2021

EDMUND A. SARGUS, JR.

UNITED STATES DISTRICT JUDGE